G R S App [illegible] IX 4]

1942-43

File No 112-Cr

Previous References

(Immafal)

Serial Nos 2, 3-0, 5;

Later References

Rl 100—43—10, 11, 20+21

GENERAL AND REVENUE SECRETARIAT

Serial Nos 3

Part B for July, 43

SUBJECT

Bye-laws for bamboo and timber trade — Mysore city

G O no 2 307 dt 8/7/43
The President, Ml. C, Mysore
Issues instructions in the matter

HSH — 16/7

G R S \PP F III—1]

2723
L

GENERAL AND REVENUE SECRETARIAT
(ML)

NOTES

ML File No 12-42

FILE HEADING

Byelaws framed by the Mysore city mcl

FROM

The Doh, City mcl, Mysore

No MCS 92 409/42 Dated 31-10-42 Received

Diary No 2723	Enclos	Spare copies	Serial No 26

BRILF ABSTRACT OF LET ER

Forwards for appl the draft Byelaws framed by the Mysore city mcl under Section 51 (c) (4) VII of the Mysore city mcties Act 1933 prescribing the taking out of a license for Bamboo & timber trade in Mysore

NOTES AND ORDERS

1) subj The Law section may perhaps be consulted Kind reference is also invited to the portions marked A to B in the letter of the DOS

MCS 23/11 M 23/11

2) Pl keep up with a copy of the city rules sch 33 & a copy of the Byelaws of the municipality

for 28/11/42

This file was given back to me by the CW on 18/3/43

for 18/3/43

NOTES—First Sheet

WD 0283—GPB—8 7 0—2 1 38

Bye laws for Bamboo & Timber trade

2) Mysore city-Hlf 27 43

File No 112 of 1943 (Rev) | General and Revenue Secretariat

The proposal of the Mysore city Mcl is to frame bylaws for the carrying on of trade in bamboos and timber in mysore city in an area specially set apart for the purpose It is intended to do this under sec 57 (1) (b) (VII) of the Mysore city Hlths Act The proposal means that the Mcl will have first to propose that traders in bamboo & timber have to take out licence for their trade and next may adopt the rule & then frame a rule to that effect under sec 222 (2) (as) of the Act of 1933 Whereafter the Mcl may frame the bylaw under sec 57 (1) (b) (VII) of the Act

4) It does not appear necessary to adopt this course, as the case of taking out a licence for carrying on trade in Bamboos & timber might be brought under sec 57 (1) (b) (III) of the Act read with Section 187 thereof as the bamboo & timber might be considered to be inflammable material

S D Hlf to the Dy Sec, city Mcl, Mysore

Calling for the opinion of Public Prosecutor

Law dept for opinion

Dy Secy to Govt Pub Works Dept

Endn No 5 Law dept dt 2-3-43

222 (2) of the Act 11345/26-3-43

with reference to bylaws & the Act

50 To The Pdt, cys mkt cl, Mysore

Ltr no L 9682 dy 27-3-43

Call for some information

Letter No M65 92 409/42 dy 3-4-43 from the Pdt, cys mkt cl, Mysore, requesting to issue rules in this behalf

Submitted with a draft notification for approval

11/4 Submitted with a draft notification for approval

Note whether there are separate bylaws for bamboo trade in Mysore

Copy of the bylaws regulating the issue of licenses for dangerous & offensive trades in Mysore may be sent up for inspection

The Mysore city mkt cl, want that rules may be prescribed, taking out a license for bamboo & timber trades, within a specified area called the New bamboo bazaar in Mysore city. Hence see 51 (1) (b) (vii) of the Mysore city mkts Act of 33

We do not see however any necessity for such a rule as the trade of selling bamboos, mats, rattles, scantlings etc may be classed as a dangerous one as has been done in Bangalore city mkts and also in the case of Mulbagal Mkts

see page 83 of bylaws printed

Bylaws are already framed for regulating dangerous & offensive trades in Mysore city. The present proposal

Bylaws for Bamboo & Timber trade Mymensingh

473/62 [illegible]

Continuation Sheet | File No / Current No 60 C-2 of 12 | Page

Maybe included in these bylaws with suitable modifications, if necessary
As for restricting the trade within particular areas on the principle of "Zoning of business places" necessary provision may also be made in the bylaws – vide sub-section (4) of section 187 of the city rules Act 1933

For the above reasons am of opinion that there is no necessity to issue rule as proposed to approve the bylaws now as the trade of selling bamboos may be brought under the existing bylaws for dangerous & offensive trade in the Mymensingh city without framing any bylaw separately for this specific purpose If approved, the President, Mymensingh Municipality will be informed accordingly

13 The Law Secretary may now be consulted. If this course may now be adopted then of the proposal made by the President Mymensingh Municipality

Pages 174 to 182 of the Bengal Bylaws of the Mymensingh city

two books respectively

Law Secy 6/1/43

1/5/43

may be done

Law Secy 1/5/43

[illegible] 3-5-43

[illegible] Secy Law 3/5/43

3/5/43

[illegible] 1200 [illegible]

Law 268/42

2/5/43

WD. 1140—GPB—50 000—5-11-42

Continuation Sheet | File No / Current No | of | Page

16) No doubt, action in this case can be taken under Sec 51 (1)(h) read with Sec 181 of the Mysore City Municipal Act.

17) In Mysore City, there are By-laws in respect of Dangerous & Offensive trades but not Dangerous trade, Bamboos etc are not included, as they are in the Bangalore City Municipality By-laws.

18) Hence, in the Mysore By-laws (Pg 174) under 'Dangerous trades' Bamboos also may be included, & the By-laws already framed (draft) may, with necessary changes, be included in Ch XXIV of the Mysore City Municipal Rules Bye laws.

Law Sec 3/6/43

19) Secy 3/6/43

Asst Secy / Secy / Sec 3/6/43

20) If approved, the President may sign which will be issued accordingly.

Law Secy 3/6/43

21) May be issued accordingly.

Secy 7-6-43

22) Secy

23) Asst Secy 26/6/43

SEC LAW DEPT 1144 3/6/43 GOVT O MYSORE

SECY LAW DEPT 7/6/43 GOVT O MYSORE

OFFICE OF THE MINISTER FOR L S G & P H Dt 8 6 43 N 10949

WD 1140—GPB—50 000—6-11-42 2 8 6 43

60605724

Continuation Sheet one File No / Current No 112 of 42 Page

Send with a draft letter for appl

To Re Dpty, Cy mil cl, Mysore
no L 307 dt 8-7-43
Issues instructions in the matter

MS-92-409/42
Encl Plans (11)

OFFICE OF THE PRESIDENT
CITY MUNICIPAL COUNCIL MYSORE

Date 29th Octr 1942

31st

2723/L

From

B S RAGHAVENDRA RAO Esq M A (H s)
PRESIDENT CITY MUNICIPAL COUNCIL
MYSORE MU 712-42-26

To

C NARAYANAS AY AIDJ, FSC , B A , B I ,
Secretary to the Government of
His Hi hness the Maharaja of Mysore,
Law Department Bangalore

S i r

Subject -Draft Bye-laws for prescribing the taking out of a license for Barboo and timber trade in Mysore City

I have the honour to state that at present the Barboo and timber depots are located in the heart of the City amidst dwelling houses being therefore a source of great dan er to the public on account of their inflamability and the na ure of the trade With a view to avoid his and 'zone this trade as is being done in several other cases a separate extension for these merchants was laid out (sketch enclosed) and it is proposed to restrict all trade in Barboos to this area and provision has also been made by the Trust Board to give these people and also the medars and wood sawyers sites for construction of dwelling houses in this area only, so that they will be quite near their business centre With a view to see that this trade is carried on in the area prescribed and to see that proper precautions against the outbreak of fire is taken, suitable Bye-laws were framed and placed before the unicipal Council at their meeting held on 31st March 1942 The Municipal COuncil referred the subject to the Legal Committee

The Legal Committee framed the necessary Bye-laws unier Section 51 (1) b VII of the Cit Municipalities Act The draft Bye-laws approved b the Legal Committee were placed before the Municipal Council, hich approved of these Bye-laws in heir meetin held on 27-8-1942

As required by Section 51 (2) of the ct the draft Bye-

Bye-la s were published in the Mysore Gazette page 152 part III-3 dated 16th July 1942 callin for objections if any prescribin a month s time therefor, from the date of publication four objections/ petitions were received in this behalf The several ob ections r ised in each petition to, etl er with the replies thereto are contained in the enclosed note

The notified Bye-laws to, ether with the objection petitions were placed before the Municipal Council on 29-8-1942 At their Adjourned Meeting held on 7th October 1942 the Municipal Council after considering all the petitions approved of the Bye-laws with a slight modification in reducing the license fee to Re

In this connection it is to be stated that an extension has been laid out for Bamboo and timber depots alongside of the Sayyajirao Road leading up to the Banni Mantap at the northern end of the City Here the Bamboo merchants have been allotted sites for the depots and many buildings have co ie up The merchants wan that this place may clearly be defined as Barboo Bazaar As there is considerable force in their statement, the following may be added at the end of Bye-law No 8 by virtue of powers vested in Government under Section 229 (1)

> The Bamboo Bazaar for the Mysore City shall for the present be located in the Extension of the Sayyajirao Road at the northern end of the City and the area specially set apart for this purpose

Appeals to the Municipal Council against the orders of the Commissioner are provided ~~of~~ in Section 249 ~~=~~ Read with Section 24 (2) of the City Municipalities ct. the same provisions apply to appeals against the orders of the President Bye-law No 10 in the present draft Bye-laws does not appear neces ar manifest as The President of the Mysore City Municipality who is a nominated officer of Government cannot be in a worse position than the Commissioner in the matter of appeals against his orders and if approved this may kindly be deleted who

I request you therefore kindly to obtain sanction of Government to the draft Bye-laws with the proposed modifications

I have the honour to be,

Sir

Your most obedient servant,

B. Narasimhaiah

PRESIDENT 31/10

SR

Appendix F G—1]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *19*

Date of issue 27/3

Signed by

List of enclosures

Copied by

Examined by

Section ML

File No 112-42

Serial No 50

No L 9682 →

To

The President, Mysore
Coy Mill

Sir

With reference to your letter no MS - 9240 9/ur dated the 31st October 42 requesting sanction to the draft bylaws framed by the Coy Mill for preventing the cutting and clearance of Bamboo & Timber trade in Reserve Coy, I am directed to observe that the said draft bylaws purport to be framed under Sec 51 (1)

(b) (viii) of the Mysore city Municipal Act 1933
and that the present means that the Municipal
Council will have first to prepare bye-laws
that the builders use bamboos & timber have
to take out licence for them trade in the above
materials and that will have to adopt the suggestion
frame a rule to that effect under
sec 129 (as of the said Act & thereafter the
Municipality may frame the bye-laws under the above section of the Act
It would take some time to adopt this procedure
I am therefore to enquire whether, having
regard to the fact that bamboos & timber are to be considered as
inflammable material, the required bye-laws pressently the taking out of a licence
may not be framed under sec 57 (1) (b)
(iii) read with Sec 181 of the Act,
as it would then come under dangerous trades
This may be included among the dangerous trades
as item No 10 of the bye-laws no 2 (a) in
Chapter XIV of the Rules & bye-laws in force
the Municipality
The records accompanied
A very early reply is requested thereon

Asst 3
26-
Registrar
Law Dept

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE (12

General and Revenue Secretariat

No L9682/mel

Dated Bangalore 27 March 1943

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore
Law Department

To

The President,
Mysore City Municipal Council,
Mysore

Sir,

With reference to your letter No M5-92-409/42 dated the 31st October 1942 requesting sanction to the draft bylaws framed by the City Municipal Council for prescribing the taking out of a license for Bamboo and Timber trade in Mysore City, I am directed to observe that the said draft bylaws purport to be framed under Section 51(1)(b)(vii) of the Mysore City Municipalities Act 1933 and that this proposal means that the Municipal Council will have first to propose to Government that the traders in bamboo and timber have to take out license for their trade in the above materials and Government will have to adopt the suggestion and frame a rule to that effect under Section 228(2)(a) of the Act and thereafter the Municipal Council may frame the bylaws under the above section of the Act It would take some time to adopt this procedure I am therefore to enquire whether, having regard to the fact that bamboos and timber are to be considered as inflammable material, the required bylaws prescribing the taking out of licenses may be framed under Section 51(1)(b)(iii) read with Section 181 of the Act, as it would then come under a "dangerous trade" This may be included among dangerous trades as item No 10 of bylaw No 2(a) in Chapter XXIV of the Rules and bylaws in force in the Mysore City

The records accompany for reference and retransmission

A very early reply is requested.

I have the honor to be,
Sir,
Your most obedient servant,

Ramachandra

(Draft) MG

For Secretary to Government,
Law Department

MYSORE CITY MUNICIPALITY

115

O CEO T EP
C YM Co MY O

M5-92-409/42-

Dated 3rd April 1943

ml 112-42

6060/L

From

B S RAGHAVENDRA RAO Esq M A (Hons)
PRESIDENT CITY MUNICIPAL COUNCIL
MYSORE

To

C NARAYANASWAMY NAIDU, Esq , B A ,B L ,
Secretary to the Government of His Highness the
Maharaja of Mysore, Law Department, Bangalore

Sir,

Subject Draft Bye-laws for licensing the bamboo and timber trade in Mysore City

With reference to your letter No L 9682/Ml 112-42-50, dated 27th March 1943, regarding the above, I have the honour to state that the proposal to frame the Bye-laws on the lines contained in your letter was placed before the Municipal Council at their meeting held on 31st

31st March 1943 The resolution passed by the Council, requesting issue a rule in this behalf is enclosed herewith for the information of Government

In this connection, it is to be stated that the Bye-laws contained in Chapter XXIV of the printed Bye-laws in respect of Dangerous trades are applicable generally to all trades contained therein, whereas the Bye-laws proposed now are specially framed to regulate the bamboo and timber trade and to restrict that to the New Bamboo Bazaar of the City

In these circumstances, I request you now to kindly obtain early orders of Government, issuing a rule prescribing the license to regulate the bamboo and timber trade and obtain sanction to the Bye-laws framed with the modification proposed in this office letter No M5-92-409/42, dated 31-10-1942

I have the honor to be,
Sir,
Your most obedient servant,

PRESIDENT

SR

MYSORE CITY MUNICIPALITY

(15

Proceedings of the Ordinary General Meeting of the Mysore City Municipal Council held in the Municipal Office on Wednesday the 31st March 1943, at 4 30 p m

PRESENT

B S Raghavendra Rao Esq M A (Hons) *President*

2 Mohamed Khalilulla Esq M A LL B *Vice President*
3 S Li ganna Esq
4 U L Ramach ndra R o Esq
5 Chowdiah Esq
6 M C Mallappa Esq
7 T S Rajagopala Iye gar Esq M A LL B
8 Mrs B Kameswaramma I A
9 M V Ve kataramiah Esq
10 M S Na jappa Esq
11 G R Rangaswami h Esq
12 G Janardan Naidu Esq
13 Patnam S eenivasasetty Esq
14 M R C Basappa Esq
15 T S Alikhan Esq
16 H ji Mir Amiruddin Khur shi Esq
17 B L Maridandiah Esq
18 F C Devaraja Urs Esq

ABSENT

19 P Sitarami h Esq B A B L
20 M K Linganna Esq B A LL B
21 A Krish a Murty Esq
22 T Narasimha Iyengar Esq B A B L
23 A N Suryanarayana Rao Esq
24 N Rajagopala Iyengar Esq B A B L
25 Agaram Rangiah Esq
26 B Narayanaswamy Esq B A B L
27 T Mariappa Esq B A LL B
28 E P Nanjappa Esq
29 Dr A J Ram L M & S
30 T Venkataramaniah Esq
31 *Vacant*

664 Letter No L 9682/M1 112-42-50, dated 27-3-1943, from the Secretary to Government, Law Department, suggesting that in connection with the proposed Bye-laws prescribing the taking out of license for bamboo and timber trade in Mysore City under sub-clau VII of Section 51 (1)(B) of the Act, the Municipal Council have first to propose to Government to issue a rule prescribing a license therefor under Section 228 (2) of the Act

Resolution - "Resolved that the Government be requested to prescribe the taking out of a license for bamboo and timber trade in Mysore City and the conditions to regulate the trade with a view to control and restrict bamboo traffic and trade in the new bamboo bazaar in the City, as required in Section 51 (1)(b) VII of the Mysore City Municipalities Ac

Sd B S Raghavendra Rao,
President

"COPY"

B S Raghavendra Rao

PRESIDENT

SR

747

MYSORE CITY MUNICIPALITY

Proceedings of the Ordinary General Meeting of the Mysore City Municipal Council held in the Municipal Office on Tuesday the 31st March 1942, at 4 p m

PRESENT

B S Raghavendra Rao Esq M A (Hons) *President*

2 P Sta ami h Esq B A B L *Vice Presid*
3 A Krish a Mu ty Esq
4 S Li g nna Esq
5 Chowdiah Esq
6 M K Ling nn Esq B A LL B
7 A N Surya a y n Rao Esq
8 Mrs B Kameswar mma B A
9 Ag m Rangiah Esq
10 B Na yanaswamy Esq B A B L
11 T Ma iappa Esq B A LL B
12 M V Venkatarami h Esq
13 M S Na jappa Esq
14 G R Rangaswamiah Esq
15 E P Nahj ppa Esq
16 D A J R m L M & S
17 G Janardan Naidu Esq
18 Patnam S eeniv s setty Esq
19 M R C B s pp Esq
20 T Venkataramaniah Esq
21 T S Alikhan Esq
22 Mahomed Khalilulla Esq M A LL B
23 Haji Mi Amiruddi Kh raichi Esq
24 B L M ridandiah Esq
25 F C De ar ja U s Esq

ABSENT

26 U L Ramachandra Rao Esq
27 M C Mallappa Esq
28 T Na simha Iyengar Esq B A B L
29 N R jagopala Iyengar Esq B A B L
30 S A Kareem Esq
31 *V c nt*

749 Draft Byelaws submitted by the Revenue Officer under Section 51 (VII) of the Mysore City Municipalities Act 1933 for restricting Bamboo traffic and trade to the new Bamboo Bazaar of the City

Refer to Legal Committee

(Sd) B S Raghavendra Rao
PRESIDENT
CITY MUNICIPAL COUNCIL
MYSORE.

B. Raghavendra Rao

&
CITY
MYSORE

Proceedings of the Legal Committee meeting held on 18th June 1942 at 5 PM

====

~~Present:- T. Ariappa, Esq., B.A., B.L. Chairman,~~

Deferred Subject No 34 Council Subject No 749 referred to the Legal Committee regarding Draft-Bye-laws submitted by the Revenue Officer under Section 51 (VII) of the Mysore City Municipalities Act 1933 for restricting bamboo traffic and trade to the new Bamboo Bazaar of the City

Bye-laws for prescribing the taking out of a license for bamboo and timber trade in Mysore City

1 Every person who wants to trade in Bamboo and Timber in the City of Mysore shall not carry on the trade without obtaining a license in the form prescribed from the President City Municipal Council

2 The license fee leviable on each license shall be Rs 10/= per annum

3 No such trade shall be carried on except in the place or places specified from time to time by the Municipal Council

4 The President may require the owner or owners of such shops to arrange articles exposed for sale in such manner as not to cause any inconvenience or nuisance to the neighbour

5 No owner shall throw or place the bamboo or timber on the public roads

6 The President or any other officer authorised by him may with the previous intimation in writing require the owner to permit him to inspect the premises where this trade is carried on

7 The owner or Manager of each shop shall take such precautions to prevent any accident of fire and he shall keep sufficient quantity of sand and water to extinguish accidents of fire

8 Any person who infringes any of the Bye-laws shall on conviction before a Magistrate be liable to a fine not exceeding Rs 10/=

9 The President shall have power to suspend, withdraw or revive a license

10 An appeal shall lie to the Municipal Council from the order of refusal withdrawal or suspension of a license

Sd/ T ARIAPPA,
CHAIRMAN

//COPY//

Bo Seshavendra B

~~For~~ PRESIDENT

MYSORE CITY MUNICIPALITY

Proceedings of the Ordinary General Meeting of the Mysore City Municipal Council held in the Municipal Office on Saturday the 27th June 1942, at 4 p m

PRESENT

B S Raghavendra Rao Esq M A (Hons) *President*

2 P Sit am h Esq B A B L *Vic President*
3 A Krishna Murty Esq
4 S Ling nna Esq
5 U L Ramachandra Rao E q
6 Chowdiah F q
7 M K Lingan a Esq B A LL B
8 T S Rajagopala Iye gar E q M A LL B
9 T Narasimha Iyengar Esq B A B L
10 A N Suryanar y n Ra Esq
11 B Narayan swamy Esq B A B I
12 M V Venkat ramiah Esq
13 M S Nanjappa Ls
14 G R Rangasw miah Esq
15 E P Nanjappa Esq
16 Dr A J Ram L M & S
17 G Janard n Naidu Esq
18 Patnam Sreeniv s setty E q
19 M R C Basappa Esq
20 T Venkatarama iah Esq
21 T S Alikhan Esq
22 Mahomed Khalilulla Esq M A LI S
23 S A Kareem Esq
24 B L Maridandiah Esq
25 F C Devaraja Urs Esq

ABSENT

26 M C Mallappa Esq
27 N Rajagopala Iyengar Esq B A B L
28 Mrs B Kameswaramma B A
29 Agaram Rangiah Esq
30 T Mariappa Esq B A LL B
31 Haji Mir Amiruddin Khuraishi Fsq

1039 Legal Committee Resolution No 34 dated 18-6-1942, framing Byelaws for prescribing the taking out of a license for Bamboo and timber trade in Mysore City in accordance with Council Resolution No 749 dated 31-3-1942

APPROVED "

(Sd) B S Raghavendra Rao
President

" Copy

PRESIDENT

snr

B S RAGHAVENDRA RAO
PRESIDENT

City Municipal Council,
MYSORE

29th May 1943

No M5 92-409/42

My dear Mr Narayanaswamy Naidu,

Please see my letter No M5-92-409/42 dated 6th April 1943 regarding the rules for licensing bamboo trade in Mysore City The Bamboo Bazaar people that have already shifted to the new Bamboo Bazaar are complaining that others are trading within the City and that they are being ruined

I would be obliged if you will kindly issue very early, the necessary notification in this matter

Thanking you,

Yours sincerely,

PRESIDENT

C Narayanaswamy Naidu, Esq ,B A ,B L ,
Secretary to Government, Law Department,
BANGALORE

KSR

Appendix F G—1]

SUBJECT

(20

Section ml
File No 12-42
Serial No 57

Diary No. of letter replied to

No L307/ Rev

To

The Dclt, Cof. mlcl, Mysore

Sir,

With reference to the Correspondence ending with your letter no M5-92-409/42 dt 29-5-43 re the issue of Rules for licensing the bamboo & Timber trade in the Mysore city, I am directed to state that the ~~trade of~~ selling of bamboo reapers, rabbers, scantlings etc may be classed as a 'dangerous trade' & that it may be included under the Bye laws framed

General and Revenue Secretariat

( )

the *194*

Date of issue 8/7

Signed by Mrs C R Rao

List of enclosures

Copied by

Examined by

WD 04161—GPB—60 000—24 10 41

under the "Dangerous and Offensive trades" now in force in the City with a view to framing a set of Bye-laws separately for this area for the purpose
As for restricting the trade within a particular area on the principle of Zoning of business places", necessary provision may also be made in the Bye-laws vide sub-section (4) of section 181 of the Mysore City Muncipal Act 1933)

In the circumstances stated above, Govt do not consider it necessary ~~is necessary~~ to issue a rule as proposed. ~~to approve the Bye-laws now sent~~ Action may therefore be taken to modify the existing bye-laws for dangerous & offensive trades in force in the City Police adding or deleting items as the circumstances may require & effecting other necessary changes as per the draft bye-laws for the approval of Govt

The records accompany

I have etc

Yr obedt servt

Law Deptt